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FIRST NAMED INVENTOR APPLICATION NO. FILING DATE ATTORNEY DOCKET NO. 09/068,866 10/23/98 MORIWAKE K 450108-4484 **EXAMINER** 020999 TM02/0327 FROMMER LAWRENCE & HAUG PAPER NUMBER **ART UNIT** 745 FIFTH AVENUE NEW YORK NY 10151 2173 **DATE MAILED:** 03/27/01

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

Office Action Summary Doyloss, 868					
## Communication Summary Examiner	Office Action Summary		Application No.	Applicant(s)	
Examiner Art Unit Thomas J Joseph 2173			09/068,866	MORIWAKE ET AL.	
The MAILING DATE of this communication appears on the cover sheet with the correspondence address Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. Educations of time raply be available used the provision of 37 CFR 1.138 (a). In no event, however, may a raply be timely filed she followed to time raply be available used the provision of 37 CFR 1.138 (a). In no event, however, may a raply be timely filed she followed to time raply be available used the provision of 37 CFR 1.138 (a). In no event, however, may a raply be timely filed she followed to time raply be available used to this communication of 12 CFR 1.139 (a) MoNTHS from the mailing date of this communication. File the she followed to reply in specified above, the maximum datularly period will apply and util express (d) MONTHS from the mailing date of this communication. File the she application is followed to the communication of the communication of the communication. File the she application is followed to the communication of the communication of the communication. This action is FINAL. 2b) This action is non-final. 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s) 1-142 is/are pedied to do the property of the short of the communication of the communica			Examiner	Art Unit	
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THE MAILING DATE OF THIS COMMUNICATION. Edemistics of time may be available under the provision of 30 CPE1 1.36 (a). In no event, however, may a reply be timely filled after SX (6) MCNTPS from the mailing date of this communication of 30 CPE1 1.36 (a). In no event, however, may a reply be timely filled after SX (6) MCNTPS from the mailing date of this communication, early within the adulton minimum of histy (20) step, with the cancillation of the cancillation. Fallore to reply veilth the set or extended period for reply veilt. By statute, cause the application to become ABANDONED (53 U.S.C. § 133). Any pay becevied by the Office auther than these moments after the mailing date of this communication, even if timely filled, may reduce any statute and patients them adjusted them adjustment. Set 97 CPR 1.704(b). Status 1) Responsive to communication(s) filled on 19 May 1998. 2a) This action is FINAL. 2b) This action is non-final. 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s) 1-142 is/are pending in the application. 5) Claim(s) is/are allowed. 6) Claim(s) is/are allowed. 6) Claim(s) is/are objected to. 8) Claims 1-142 are subject to restriction and/or election requirement. Application Papers 9) The proposed drawing correction filed on is/are objected to by the Examiner. 11) The proposed drawing correction filed on is/are objected to by the Examiner. 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. \$ 119(a)-(d) or (f). a) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. \$ 119(a)-(d) or (f). 3) Certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17 2(a)). See					
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17) Information Disclosure Statement(s) (PTO-1449) Paper No(s) 20) I Other:	15) Notic	ce of References Cited (PTO-892)	19) Notice of Informal		

U.S. Patent and Trademark Office PTO-326 (Rev. 01-01) Application/Control Number: 09/068,866

Art Unit: 2173

S 2 001,1

DETAILED ACTION

The Applicant submits claims 1 - 142 for the patent application titled, "Editing System, Editing Method, Clip Management Apparatus, and Clip Management Method."

Election/Restrictions

1. Restriction is required under 35 U.S.C. 121 and 372.

This application contains the following inventions or groups of inventions which are not so linked as to form a single general inventive concept under PCT Rule 13.1.

In accordance with 37 CFR 1.499, applicant is required, in response to this action, to elect a single invention to which the claims must be restricted.

Group I, claim(s) 1 - 89, 91, 94 - 121, and 133 drawn to a Clip Editor classified as 345/328.

Group II, claim(s) 90 and 122 - 132 drawn to Special Effects classified as 345/327.

Group III, claim(s) 92 - 93 and 134 - 142 drawn to a Hierarchical Level Control classified as 345/357.

- 2. Because these inventions are distinct for the reasons given above and have acquired a separate status in the art as shown by their different classification, restriction for examination purposes as indicated is proper.
- 3. The inventions listed as Groups I, II, and III do not relate to a single general inventive concept under PCT Rule 13.1 because, under PCT Rule 13.2, they lack the same or corresponding special technical features for the following reasons:

Invention I is drawn to a clip editor classified as 345/328, Invention II is drawn to a special effects editor classified as 345/327, while Invention III is drawn to a hierarchical level control classified as 345/357.

Application/Control Number: 09/068,866

Art Unit: 2173

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4. A telephone call was made to the Attorney on 3-21-2001 to request an oral election to the above restriction requirement, but did not result in an election being made.

Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR 1.143).

- 5. Applicant is reminded that upon the cancellation of claims to a non-elected invention, the inventorship must be amended in compliance with 37 CFR 1.48(b) if one or more of the currently named inventors is no longer an inventor of at least one claim remaining in the application. Any amendment of inventorship must be accompanied by a petition under 37 CFR 1.48(b) and by the fee required under 37 CFR 1.17(i).
- 6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Examiner Thomas Joseph whose telephone number is 703-305-2277. The examiner can normally be reached on 7:30 am to 4 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Cabeca can be reached on 703-308-3118. The fax phone numbers for the organization where this application or proceeding is assigned are 703-308-6606 for both regular communications and for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-305-3900.

2) 3/23/01

RAYMOND J. BAYERL PRIMARY EXAMINER ART UNIT 2173